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NOV 17 2003

TO: ~~Mail Stop Non-Fee - United States Patent and Trademark Office~~
Attn: Examiner Shengjun Wang

OFFICIAL**Fax No. (703) 308-4556****Phone No. (703) 308-4554**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on November 17, 2003, to the above-identified facsimile number.

 (Signature)

FROM: Eileen L. Hughett (Typed or printed name of person signing Certificate)

Fax No. (513) 626-1355**Phone No. (513) 626-2127**

Listed below are the item(s) being submitted with this Certificate of Transmission:**

Number of Pages Including this Page: 12

- 1) Petition for two-month extension of time, and one copy for authorization to charge fee to Deposit Account;
- 2) Transmittal for Response;
- 3) Response to Restriction Requirement (8) pages;

Inventor(s): Resch et al.**S.N.: 10/090,517****Filed: 03/04/2002****Conf. No.: 6459****Case: 8866****Comments:**

****Note:** Each paper must have its own certificate of transmission, OR this certificate must identify each submitted paper.

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE
RESPONSE/AMENDMENT**

Case Docket No. 8866

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a RESPONSE for the patent application:

Inventor(s): Resch et al.

Confirmation No. 6459

Serial No.: 10/090,517

Group Art Unit: 1617

Date Filed: 03/04/2002

Examiner: Shengjun Wang

Title: Stable Personal Care Compositions Containing A Retinoid

1. ☒ No additional fee is known to be required.
2. ☐ The fee has been calculated as shown below:


	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA*	RATE	FEE
TOTAL	* 26	MINUS	** 26	= 0	x \$18 =	\$
INDEP.	* 03	MINUS	*** 03	= 0	x \$84 =	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ \$280 =	\$
					TOTAL	\$

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

3. ☐ The Commissioner is hereby petitioned under 37 CFR §1.136(a) to grant any extension of time needed for timely response to the Office Action dated in the above-identified application to preserve pendency of said application. The processing fee under 37 CFR §1.17 has been determined as follows: \$ for a month extension of time.
4. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2480. A duplicate copy of this sheet is attached.
 - a. ☒ Any patent application processing fees under 37 CFR §1.16.
 - b. ☒ Any patent application processing fees under 37 CFR §1.17.
5. The Commissioner is hereby authorized to make any additional copies of this sheet needed to accomplish the purposes provided for herein and to charge any fee for such copies to Deposit Account No. 16-2480.


Eileen L. Hughett
Registered U.S. Patent Agent
Registration No. 34,352
(513) 626-2127

November 17, 2003

Customer No. 27752

Appl. No. 10/090,517
Atty. Docket No. 8866
Response dated 11/17/2003
Reply to Office Action of 8/27/2003
Customer No. 27752

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NOV 17 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Application No. : 10/090,517
Applicant(s) : B. S. Resch et al.
Filed : March 4, 2002
Title : Stable Personal Care Compositions Containing A Retinoid
TC/A.U. : 1617
Examiner : Shengjun Wang
Conf. No. : 6459
Docket No. : 8866
Customer No. : 27752

RESPONSE TO RESTRICTION/ELECTION OF SPECIES UNDER 35 USC 121

Mail Stop Non-Fee Amendment

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY REMARKS

In response to the Restriction Requirement of August 27, 2003, please consider the following remarks. Attached hereto is a Petition for a 2-Month Extension of Time, and the fee required under 37 CFR §1.17(a), providing for a timely response up to and including November 27, 2003.

Claims 1-26 are pending and subject to a restriction requirement.

A listing of the Claims begin on page 2 of this paper.

Remarks begin on page 6 of this paper.